

UNITED STATES DISTRICT COURT

for the

District of South Carolina

Corey N. Smalls

Plaintiff

v.

State Classification of South Carolina Department of
Correction

Defendant

Civil Action No. 2:10-cv-3137-JFA

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) _____ recover from the defendant (*name*) _____ the amount of _____ dollars (\$___), which includes prejudgment interest at the rate of ____ %, plus postjudgment interest at the rate of ____ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____ recover costs from the plaintiff (*name*) _____.

☒ other: The Report and Recommendations of Magistrate Judge Robert S. Carr are adopted and incorporated. Plaintiff's complaint is dismissed without prejudice and without issuance and service of process. Plaintiff's motion to withdraw his complaint is moot. The Plaintiff shall take nothing on his complaint filed pursuant to Title 42 U.S.C § 1983.

This action was (*check one*):

☐ tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable _____ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Joseph F. Anderson, Jr., United States District Judge.

Date: January 28, 2011

CLERK OF COURT Larry W. Propes



Deputy Clerk